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CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY *THW* DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

'07 MJ 8913

UNITED STATES OF AMERICA

) MAGISTRATE CASE No: \_\_\_\_\_

Plaintiff,

)

v.

) COMPLAINT FOR VIOLATION OF  
) 8 U.S.C. § 1324(a)(2)(B)(iii)  
) Bringing In Illegal Alien  
) Without Presentation (Felony)

Ignacio VILLEGAS Mirola

)

Defendant.

)

The undersigned complainant, being duly sworn, states:

That on November 06, 2007, within the Southern District of California, defendant Ignacio VILLEGAS Mirola with the intent to violate immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Maria De Los Angeles LOPEZ Lopez, had not received prior official authorization to come to, enter and remain in the United States, did bring to the United States said alien and upon arrival did not bring and present said alien immediately to a Customs Border Protection Officer at the designated port of entry; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii).

And the complainant states that this complaint is based on the attached Statement of facts, which is incorporated herein by reference.

*Izabel Figueroa*  
Izabel Figueroa, CBP  
Enforcement Officer

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 8TH DAY  
OF NOVEMBER 2007.

*Peter C. Lewis*  
PETER C. LEWIS  
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Ignacio VILLEGAS Mirola

4 STATEMENT OF FACTS

5 The complainant states that this complaint is based upon the reports of the apprehending  
6 officers and the investigation conducted by United States Customs & Border Protection  
7 Enforcement Officer Gustavo Barreto.

8  
9 On November 06, 2007, at approximately 04:31 P.M., Ignacio Villegas-Mirola was the  
10 driver of a Gold 2004 Ford Explorer Sport Trac when he arrived at the Calexico West Port of  
11 Entry coming from the Republic of Mexico. Villegas-Mirola was the only visible occupant of the  
12 vehicle as he applied for entry by presenting his lawfully issued Form DSP-150, Border Crossing  
13 Card.

14 During primary inspection Villegas-Mirola gave a negative Customs declaration and  
15 stated that the vehicle belonged to his business and was going to Wal-mart in Calexico. United  
16 States Customs and Border Protection Officer Carp observed Villegas-Mirola nervousness and  
17 opted to escort the vehicle to the secondary lot for further inspection.

18  
19 At vehicle secondary, Villegas-Mirola gave a negative declaration to United States and  
20 Customs and Border Protection Officer Edwin Smura and said the vehicle belonged to his  
21 friend Manuel. Villegas-Mirola also stated that he was going to the Wal-Mart store to pick up  
22 some groceries. With the assistance of United States Customs and Border Protection Canine  
23 Enforcement Officer Kenneth Taylor, an undocumented Mexican Female, later identified as  
24 Maria De Los Angeles LOPEZ Lopez, was discovered

25  
26 hidden underneath the undercarriage of the pickup truck's bed in a rectangular coffin-like  
27 compartment.  
28

Villegas-Mirola was placed under arrest and advised of his rights per Miranda warnings. Villegas-Mirola said he understood his rights and said he would answer questions without an attorney present.

Records show that Villegas-Mirola is a native and citizen of Mexico and was a holder of a Border Crossing Card, Form DSP-150. Villegas-Mirola stated that he was going to get paid \$1,000.00 to take the vehicle to the Burger King restaurant in Calexico. Villegas-Mirola admitted that his friend Manuel arranged the transportation of the undocumented alien.

Material Witness Maria De Los Angeles LOPEZ Lopez stated that she is a citizen of Mexico with no legal documents to enter, reside, or pass through the United States. LOPEZ Lopez said that she made arrangements to be smuggled into the United States with an unknown man. LOPEZ Lopez said that her fee was approximately \$4,000.00 and that her destination was Los Angeles, CA. LOPEZ Lopez stated that she has resided in Los Angeles, CA, illegally for the past five years. LOPEZ Lopez was able to identify Villegas-Mirola from a photo line-up as the person she made arrangements with to be smuggled into the United States.

Material Witness:

| Name                             | Country of Birth |
|----------------------------------|------------------|
| Maria De Los Angeles LOPEZ Lopez | Mexico           |

Further, the complainant states that she believes said alien is a citizen of a country other than the United States; that said alien has admitted that she is deportable; that her testimony is material, that it is impracticable to secure her attendance at the trial by subpoena; and she is material witness in relation to this criminal charge and should be held or admitted to bail pursuant to Title 18, United States Code, Section 3144.